

### **DETAILED ACTION**

1. This is the second Office action on the merits of Application No. 10/590,240, filed 25 September 2006. Claims 11, 12 and 14-20 are pending.

### **Documents**

2. The following documents have been received and filed as part of the patent application:
- Copy of Foreign Priority Document, received on 08/22/06
  - Information Disclosure Statement, received on 08/22/06
  - Declaration and Power of Attorney, received on 09/25/06
  - Replacement of Drawing, received on 02/02/09

### ***Drawings***

3. The replacement of Fig. 8 was received on 02 February 2009. This drawing is approved.

### **EXAMINER'S AMENDMENT**

4. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Applicants' attorney, W. R. Duke Taylor, on 10 March 2009.

The application has been amended as follows:

Art Unit: 3655

Claim 14:

Claim 14 has been rewritten as follows:

--The motor-driven wheel driving apparatus of claim 11 wherein the braking apparatus is a parking brake.--

***Allowable Subject Matter***

5. Claims 11, 12 and 14-20 are allowed.
6. The following is an examiner's statement of reasons for allowance:

Claim 11:

The prior art of record fails to show or render obvious a motor-driven wheel driving apparatus comprising a wheel bearing, a planetary reduction gear, a driving section, and a braking apparatus, as recited in claim 11; specifically, wherein the braking apparatus is directly associated with the rotation member for terminating rotation of the rotation member.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

***Conclusion***

7. Any inquiry concerning this communication or earlier communications from the examiner should be directed to David D. Le whose telephone number is 571-272-7092. The examiner can normally be reached on Mon-Fri (0900-1730).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Charles A. Marmor can be reached on 571-272-7095. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/David D. Le/  
Primary Examiner, Art Unit 3655  
03/10/2009

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